

**UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
SOUTHERN DIVISION**

LODGENET INTERACTIVE  
CORPORATION, a Delaware corporation,

Plaintiff,

v.

NOMADIX, INC., a Delaware corporation,

Defendant.

CIV 10-4036-RAL

**JOINT MOTION TO AMEND  
SCHEDULING ORDER**

Plaintiff LodgeNet Interactive Corporation (“LodgeNet”) and Defendant Nomadix, Inc. (“Nomadix”) agree to the following modifications of the Court’s Rule 16 Scheduling Order (Docket No. 38) and respectfully request that the Court enter an amended scheduling order approving those modifications:

1. The deadline under Paragraph 5 of the Court’s Rule 16 Scheduling Order for Nomadix to serve on LodgeNet its prior art statement is changed from October 1, 2010 to **November 15, 2010**.

2. The deadline under Paragraph 4 of the Court’s Rule 16 Scheduling Order for the parties to simultaneously exchange lists of claim terms proposed to be construed by the Court is changed from September 29, 2010 to **November 22, 2010**.

3. The deadline under Paragraph 4 of the Court’s Rule 16 Scheduling Order for the parties to confer regarding a joint claim construction statement is changed from October 19, 2010 to **December 3, 2010**.

4. The deadline under Paragraph 6 of the Court’s Rule 16 Scheduling Order for the parties (1) to notify the Court as to whether they believe a claim construction hearing is

necessary and (2) to file a joint claim construction statement is changed from November 1, 2010 to **December 16, 2010**.

5. In all other respects the Rule 16 Scheduling Order (Docket No. 38) shall apply and remain in effect.

Dated: September 29, 2010

s/ Michael G. Taylor  
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Dated: September 29, 2010

  
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